



Attorney Docket No. FORS-06612

Gp1636

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James E. Dahlberg *et al.*  
Serial No.: 09/940,925 Group No: 1636  
Filed: 08/28/01 Examiner: Daniel M. Sullivan  
Entitled: Detection Of Target Sequences By Cleavage Of Non-Target Nucleic Acids

AMENDMENT TRANSMITTAL

Mail Stop NON FEE AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(I)(A)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Non Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Dated: <u>September 9, 2004</u>	By: <u>Mary Ellen Waite</u> Mary Ellen Waite

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	22	—	24	0	×	18.00	\$0.00
Independent Claims	1	—	3	0	×	86.00	\$0.00

TOTAL DUE 0.00

1. No additional fee is required.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: September 9, 2004

By: Mary Ann D. Brow  
Mary Ann D. Brow  
Registration No. 42,363

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San Francisco, California 94105  
608/218-6900

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: James E. Dahlberg, *et al.*  
Serial No.: 09/940,925  
Filed: August 28, 2001  
Entitled: **DETECTION OF TARGET SEQUENCES BY CLEAVAGE OF  
NON-TARGET NUCLEIC ACIDS**

Group No.: 1636  
Examiner: Daniel M. Sullivan



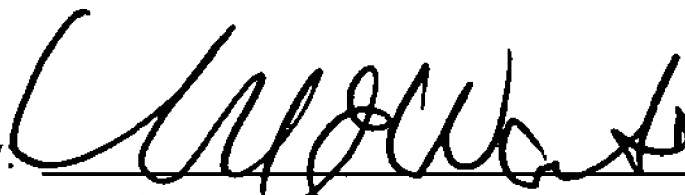
**AMENDMENT AND RESPONSE  
TO OFFICE COMMUNICATION  
MAILED AUGUST 9, 2004**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: ~~Mail Stop RCE~~, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: May 17, 2004

By:   
Mary Ellen Waite

Sir:

The following communication is filed in response to an Office Communication mailed August 9, 2004, giving notification that the Listing of Claims filed with the Amendment and Response on May 17, 2004 was not consistent with the previously filed claims set. The following communication provides a new Listing of Claims, marked to show changes from the previously filed set filed on March 16, 2004. The Remarks originally filed on May 17, 2004 are re-submitted with this Supplemental Amendment. The Amendment to the Drawings filed in the May 17<sup>th</sup> paper is not resubmitted herewith.

The communication of May 17, 2004 was filed in conjunction with a Request for Continued Examination (RCE), and was responsive to the Office Action mailed January 16,

2004, and the Advisory Action mailed March 31, 2004. Applicants respectfully request reconsideration of the application in view of the following amendments and remarks.

In accordance with the procedure for Revised Amendment Practice under 37 C.F.R. §1.121, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 3 of this paper.

**Remarks** begin on page 7 of this paper.